IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION.

CRIMINAL APPLICATION No.2809 of 2007.

Mohd Sajid Abdul Majid Momin ..Applicant.

Vs.

The State of Maharashtra ..Respondent.

Mr Nevillie Deboo, Advocate for the applicant.

Mr S. S. Pednekar, A.P.P for the State.

CORAM: V.C. DAGA,J.
DATED: 13th September,2007.

P.C.:-

1. Heard learned counsel for the applicants and learned APP for the State.

2. Perused application and the material available on record.

3. The applicant is seeking bail in C.R. No.88 of 2006 registered with L. T. Marg Police Station, for the offence punishable under Sections 392, 342,452, read with Section 34 of the I.P.C.

4. The learned counsel for the applicant submits that one Vijaydeep D. Bhole, from whom the cash amount of Rs. 2000/- and country made revolver is recovered, has been enlarged on bail. He thus submits that on the ground of parity the present applicant would

be entitled for bail.

5. The learned APP opposed the bail application contending that if the applicant is enlarged on bail, he would pressurise the witnesses and possibility of his absconding cannot be ruled out.

6. Having heard rival parties, having seen the order dated 7th December, 2006 passed by the learned Single Judge of this Court in Criminal Application No. 4254 of 2006, I am inclined to grant bail to the present applicant on the same some stringent terms and conditions to take care of the apprehension expressed by the learned A.P.P.

a] the applicant arrested in connection with C.R.No. 88 of 2006 registered with L.T.Marg Police Station shall be released on bail in the sum of Rs. 15,000/- with one or two local sureties in the like amount.

b] the applicant shall report the above Police Station, once in a week i.e. on Saturday between 5.00 to 7.00 p.m. till conclusion of the trial.

c] the applicant shall not pressurise prosecution witnesses and that he shall co-operate the Investigating agency.

d] Any observation made in this order shall not be construed as any finding or any expression of opinion on the merits of the case at the time of trial.

7. The application is disposed of in the above terms.

(V.C. DAGA,J.)